

REMARKS

Reconsideration is requested.

Claims 13-36 are pending. Claims 16 and 28-36 have been withdrawn from consideration. Claim 13 has been amended to specify aspects of the invention which the applicants believed were recited in the unamended claim. As the Examiner has apparently interpreted the unamended claim to not exclude an antibiotic, bactericidal or antifungal agent, the claims have been revised to recite as much in another form. No new issues have been raised by the above amendments and entry of the Amendment is requested.

The Section 103 rejection of claims 13-15 and 17-27 over Wright (U.S. Patent No. 5,547,677), is traversed. Reconsideration and withdrawal of the rejection are requested in view of the above and the following further distinguishing comments.

The cited art is understood to disclose cosmetic compositions containing lipids. Among them, is cited olive oil. However, this document clearly discloses that the emulsions are for an antibacterial purpose and that they have a microbicidal activity against a broad spectrum of bacteria and several yeasts (col 1, lines 15-16).

The presently claimed invention involves the use of oils to prevent adhesion of microorganisms on the surface of the skin without the need of specific bactericidal or antimicrobial compounds.

The compositions according to presently claimed invention are not used for an antimicrobial activity and the method of reduction of microorganisms of claim 13 does not involve antibiotic, bactericidal or fungicidal compounds. Moreover, the compounds of claims 14 and 15 do not have bactericidal properties.

Concerning olive oil cited in document of Wright, its action is not bactericidal in this document since olive oil is not responsible for the ability to inactivate infectious pathogens. The ability to inactivate pathogens is vested in cationic halogen-containing compound having a C12-C16 chain.

Withdrawal of the Section 103 rejection is requested.

The claims are submitted to be in condition for allowance and a Notice to that effect is requested.

The Examiner is requested to contact the undersigned in the event anything further is required.

Respectfully submitted,

NIXON & VANDERHYE P.C.

By: /B. J. Sadoff/
 B. J. Sadoff
 Reg. No. 36,663

BJS:
901 North Glebe Road, 11th Floor
Arlington, VA 22203-1808
Telephone: (703) 816-4000
Facsimile: (703) 816-4100